

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Commercial Taxes Department - Allegations of acquisition of disproportionate assets against Sri K.Pullaiah, former Assistant Commercial Tax Officer (now Retd.) - Accused Officer placed on defence before Tribunal for Disciplinary Proceedings - Enquiry - Charge not proved - Further action dropped - Suspension period Regularized as duty - Orders-Issued.

REVENUE (VIGILANCE - II) DEPARTMENT

G.O.Rt.No.222

Dated: 26-03-2015

Read the following:

- 1.From DG., ACB., Lr.No.101/RCA-VGT/2005, dated 20-06-2005.
- 2.Proceedings No.165/2005-A2, dt.11-11-2005 of DC (CT) Guntur.
- 3.Representation of Sri K.Pullaiah, ACTO,(now Retd) dt.12-12-2006.
- 4.Government Memo No.37556/Vig.I(2)/2005-3, dt.09-04-2007.
- 5.Proceedings No.165/2005-A2, dt.30-04-2007 of DC (CT) Guntur.
- 6.From Secretary to TDP, Lr.No.S/18/2011, dated 09-09-2011 along with Inquiry Report in TEC No.23 of 2007, dated 30-08-2011.
- 7.Government Memo No.37556/Vig.I(2)/2005-9, dt.17-02-2012.
- 8.From Secretary to TDP, Lr.No.S/9/2012, dated 14-12-2012 along with Inquiry Report in TEC No.23 of 2007, dated 13-12-2012.
- 9.G.O.Rt.No.596, Revenue (Vigilance - I) Dept., dated:07-05-2013.
- 10.From CCT, AP, Hyd, Lr.No.V3/1067/2005, dt.28-01-2015 along with report of DC (CT), Guntur-II, Rc.No.304/05/D2, dt.29-10-2014 with representation of Sri K.Pullaiah, ACTO, (now retd) dt.09-01-2015.

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ORDER :

Whereas, in the reference 1st read above, a criminal case was registered against Sri K.Pullaiah, former Assistant Commercial Tax Officer, Repalle, Guntur District on 03-05-2005 on the allegations of acquisition of assets disproportionate to the known source of legal income. In the above criminal case the Accused Officer was under judicial custody from 05-05-2005 to 18-05-2005 and the Deputy Commissioner (Commercial Taxes), Guntur-II has treated the above period as deemed suspension vide proceedings dt.22-04-2009. Further as per the instructions issued by Government, the Deputy Commissioner (Commercial Taxes), Guntur Division has placed Sri K.Pullaiah, former Assistant Commissioner Tax Officer, Guntur District under suspension vide proceedings 2nd read above and the Accused Officer has received the said orders on 16-11-2005 and he is under suspension from the said date.

2. And whereas the Government after examining the final report of the Director General, Anti-Corruption Bureau, dated 26-04-2006 and the representation of the Accused Officer submitted vide reference 3rd cited have decided to place the Accused Officer on his defence before the Tribunal for Disciplinary Proceedings instead of prosecuting him in court of law. Accordingly, the Government have entrusted the case to the Tribunal for Disciplinary Proceedings to enquire into the allegations levelled against the Accused Officer and to submit report to the Government, vide reference 4th read above.

3. And whereas as per the instructions issued by the Government, the Deputy Commissioner, Commercial Taxes, Guntur has re-instated the Accused Officer into service vide reference 5th read above and the Accused Officer had reported to duty on 07-05-2007. In the second spell, the Accused Officer was under suspension from 16-11-2005 to 06-05-2007.

(p.t.o)

4. And whereas the Secretary to Tribunal for Disciplinary Proceedings after inquiring into the matter has submitted the Inquiry Report stating that there is surplus savings over the assets of the Accused Officer during the check period and therefore held that the charge as not proved, vide reference 8th read above.

5. And whereas, the Government after examining the Inquiry Report of the Tribunal for Disciplinary Proceedings have dropped further action against Sri K.Pullaiah, Assistant Commercial Tax Officer, (now Retd.) on the allegations of acquisition of assets to the disproportionate to the known source of income, vide reference 9th read above.

7. And whereas, the Commissioner, Commercial Tax, Andhra Pradesh, Hyderabad has forwarded the proposal received from the Deputy Commissioner, Commercial Taxes Department, Guntur and representation of Sri K.Pullaiah, Assistant Commercial Tax Officer, (now Retd.) for regularization of suspension period, vide reference 10th read above. The Deputy Commissioner, Commercial Taxes Department, Guntur in the proposal has requested to regularize the suspension period from 05-05-2005 to 18-05-2005 (1st spell) and from 16-11-2005 to 06-05-2007 (2nd spell) of the Accused Officer as further action against him in the disproportionate assets cases has been dropped by the Government.

8. Government after careful examination of the matter have decided and hereby order to regularize the suspension period of Sri K.Pullaiah, Assistant Commercial Tax Officer, (now Retd.) from 05-05-2005 to 18-05-2005 and from 16-11-2005 to 06-05-2007 as duty under FR 54-B (3) as the Tribunal for Disciplinary Proceedings found that he had surplus savings over the assets during the check period and further action in the disproportionate assets case was dropped by the Government vide reference 9th read above.

9. The Commissioner, Commercial Taxes, Andhra Pradesh, Hyderabad / Deputy Commissioner, (Commercial Taxes) Guntur shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDRHA PRADESH)

J.C.SHARMA

PRINCIPAL SECRETARY TO GOVERNMENT (CT & EX.)(FAC)

To

Sri K.Pullaiah, Assistant Commercial Tax Officer, (now Retd.)

through the Commissioner, Commercial Taxes, A.P., Hyderabad.

The Commissioner, Commercial Taxes, A.P., Hyderabad.

The Deputy Commissioner, Commercial Taxes, Guntur.

Copy to: The Secretary to Vigilance Commissioner,

A.P.Vigilance Commission, Hyderabad.

The Director General, Anti-Corruption Bureau, Hyderabad.

The Accountant General, A.P., Hyderabad.

The Director of Treasuries & Accounts, AP., Hyderabad

SF / SC

// FORWARDED BY ORDER //

SECTION OFFICER